

DESOTO COUNTY BOARD OF SUPERVISORS
BOARD MEETING MINUTES

TOMMY LEWIS, PRESIDENT 2001, PRESIDING

September 24, 2001

A. CALL TO ORDER

The September 24, 2001, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Tommy Lewis, Board President 2001.

Chief Deputy Charlie Brown of the DeSoto County Sheriff’s Department was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Supervisor Jessie Medlin-----District 1
Supervisor Eugene C. Thach-----District 2
Supervisor Gerald Clifton-----District 3
Supervisor John Caldwell-----District 4
Supervisor Tommy Lewis-----District 5
W. E. ASluggo@ Davis-----Chancery Clerk
Sheriff James Albert Riley-----Sheriff
David Armstrong-----County Administrator
William H. Austin, Jr.-----Board Attorney

B. INVOCATION

County Administrator David Armstrong presented the invocation.

C. OLD BUSINESS

1. Interlocal Agreement with Cities – Tax Collector / Tax Assessor

Tax Collector Joey Treadway said that changes have been made to the Interlocal Agreement. The Board Attorney Bobby Chamberlin has review the new document of the Tax Collector and the Tax Assessor and all of the contracts have been signed by the Cities and approved by their Board of Aldermen. Bobby Chamberlin said he is concerned about the language of additional “fees” and that an “allowable compensation” would be better. The State Statue and the Attorney General says the City can pay the Tax Collector and the Tax Assessor, but the County has to assign the fee. Joey Treadway said the \$.50 fee can be compensated as \$.50 per parcel. Bobby Chamberlin said this is a City obligation not a County obligation. Joey Treadway said as long as the wording is in compliance, he has no problem with the change. Bobby Chamberlin said the contract is subject to the Attorney General’s approval.

DeSoto County resident Joe Myracle requested to speak before the Board of Supervisors. Supervisor Tommy Lewis gave the floor to Mr. Myracle. Mr. Myracle said the State Statue says any fee that is put into the general fund can not be transferred to the Tax Collector. Bobby Chamberlin said the Board of Supervisors could make additional compensation to the Tax Collector from the 3% fee the County collects from the Cities.

ITEM C.1, CONTINUED,

The Board of Supervisors has control and they make the decision. Supervisor Jessie Medlin asked if the Board of Supervisors had received anything in writing from the Cities, stating they aren't happy with the old contract. Joey Treadway said the existing contract has been in place since 1990, but the notice was made to the Board of Supervisors several months ago.

Supervisor Jessie Medlin asked if the Board Attorney has looked over the contracts, the new and the old. Bobby Chamberlin said the Cities and the Tax Collector have provisions to negotiate a contract for the collection of City taxes. Joe Myracle said in order to terminate a contract, the County has to receive a notice from the Cities.

Supervisor Gerald Clifton made the motion and Supervisor Tommy Lewis seconded the motion to accept the Interlocal Agreement with the Cities and for the wording to be changed according to the Board Attorney's satisfaction.

Supervisor Eugene Thach said the Tax Collector and the Tax Assessor receive \$10,000 each now from the County for the collection of City taxes in addition to their State set salary. This will give them each an additional \$10,000. Supervisor John Caldwell said the \$.50 per parcel does not come out of the 3% the County now collects. Supervisor Thach asked where the \$10,000 the County gives the Tax Collector and the Tax Assessor now come from. David Armstrong said it comes from the 3% the County collects. Supervisor Thach said he has a problem raising the salary of an elected official during the year. The County elected official's salary argument should be with the State and not the Board of Supervisors. Joey Treadway said the State statue salary is \$49,639 and this has been for eleven (11) years. The Attorney General opinion says the Cities can pay additional fees to the Tax Collector and the Tax Assessor for services performed.

Mayor Greg Davis said the Council of governments started discussion on this subject twelve (12) months ago. The 3% charge and the cap at \$100,000 seem to be the break-even point. The extra money for these two offices would be worth the money the Cities would spend to keep things running smoothly and the tax dollars flowing. The growth of DeSoto County has increased the work load for these two offices and the Cities are willing to compensate for their services.

Supervisor Eugene Thach said he would like for the minutes to reflect the approval of the Board of Supervisors on the increase in salary for the Tax Collector and the Tax Assessor was at the request of the Cities of DeSoto County and the contract for additional salary is with the Cities and the Tax Collector and the Tax Assessor.

The motion to approve the Interlocal Agreement passed by a vote as follows:

Supervisor Jessie Medlin	NO
Supervisor Eugene Thach	YES
Supervisor Gerald Clifton	YES
Supervisor John Caldwell	YES
Supervisor Tommy Lewis	YES

****See Exhibit C.1****

2. Tax Assessor – Contract Renewal with Bill Bryant

County Administrator David Armstrong said this item has been requested to be carried over. Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to carry this item over until October 1st, 2001. The motion passed by a unanimous vote.

ITEM C, CONTINUED,

3. Planning Commission – Misty Oaks Lane / Austin Road Alignment

Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to carry this item over until the next board meeting. The motion passed by a unanimous vote.

4. Legislative Wish List

County Administrator David Armstrong said the date for the Legislative Delegation to come to the Board Meeting would be the last meeting in October.

5. GIS Pricing Schedule

County Administrator David Armstrong said the Board of Supervisors have not adopted the pricing schedule for GIS. Supervisor Jessie Medlin asked if the schedule today is the same as the last one given to the Board of Supervisors and if it could be amended anytime. Sam Russell, Director of GIS said yes, and that he has been getting two to three calls a week for requested information. Sam Russell said that Waggoner Engineering has promised to have the topography available by the end of the month. David Armstrong said that other entities have helped Mr. Russell to design these prices. Supervisor John Caldwell asked for an explanation of the fees. Sam Russell said the cost of the information would be determined by the request and the job required doing, but that there would be a minimum fee of \$25.00 for most information requested. David Armstrong said the recommendation was to supply the Cities and Counties information for free, if information was traded between the entities, but the Board would have to approve this. Sam Russell said the desire is to trade information as much as possible when applicable. We would keep of list of the information traded and what the County received from source.

Supervisor John Caldwell said the cost stated for a color copy was too low. Sam Russell said this cost came from the Planning Commission schedule of prices for color copies. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the price schedule with the change of \$3.00 for color copies and for the Planning Commission to change their price schedule to \$3.00 for color copies. The motion passed by a unanimous vote.

Sam Russell said the State Agency is responsible for coordinating the GIS. Supervisor Eugene Thach said all State Agencies would be exempt. Chancery Clerk Sluggo Davis requested for a copy of the GIS prices to be posted in the Chancery Clerk's office.

****See Exhibit C.5****

6. Report from Committee to Inspect Brattonwood Cove

Supervisor John Caldwell said the section of Brattonwood Cove in question is not a County road. The property is off Hwy 304 and belongs to the homeowners association of the subdivision. Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to approve the finding of the committee to inspect Brattonwood Cove that the road is not a county road and the County can not authorize that it be an abandoned road. The motion passed by a unanimous vote.

D. NEW BUSINESS

1. Conger Park Committee Request – District 5 Park Funds

Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the **ITEM D.1, CONTINUED,**

motion to take funds out of District 5 Park Funds to haul 150 yards of pea gravel to Conger Park and to obtain the gravel for free if possible. The motion passed by a unanimous vote.

2. Road Conditions

a. Tchulahoma Road North of Green T Road

Supervisor Tommy Lewis said as the State work on Hwy 304 if the County road extension at the intersection of Tchulahoma Road north of Green T Road is not in place the County will lose the underpass or overpass at the Interstate. Supervisor Eugene Thach said there are three different alignments on I-69 being discussed. Supervisor Lewis said the right of way could be obtained and the County could build the balance of the road.

Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to have the County Engineer do the road alignment required on Tchulahoma Road north of Green T Road and to take the road thru the intersection and widen the road at the same time. The County Engineer will make a recommendation to the Board for what this intersection would require. The motion passed by a unanimous vote.

Supervisor Jessie Medlin said that Byhalia Road needs to be looked at also.

b. Bankston Road at Sidewinder Road

Supervisor Tommy Lewis said Bankston Road at Sidewinder Road needs to be widened to make this road safe. The tree limbs need to be cut and work done on the curve of the Road. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to add Bankston Road at Sidewinder Road to the Road Work Schedule. The motion passed by a unanimous vote.

c. MDOT Report on Inspection of Railroad Grade Crossings

County Administrator David Armstrong said the Chancery Clerk's office received a copy of MDOT's Rail Division report on inspection of railroad grade crossings in DeSoto County. The list of roads requires visible pavement markings and railroad advance warning signs. Supervisor Jessie Medlin asked if the County has marked these railroads crossings in the past and questioned the liability of marking properly.

Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to have the County Road Manager to assign the marking of the following roads regarding the railroad crossings and to have MDOT's approval and to inform the Board of the results to be recorded in the Board minutes:

- 1. Old Hwy 61**
- 2. Sullivan Street**
- 3. Church Road**
- 4. Lakeside Road**
- 5. Love Road**

The motion passed by a unanimous vote. ****See Exhibits D.2****

3. Quarterly Budget Allotments

In accordance with Section 27-1-32 of the Mississippi Code of 1972, which allows the Board of Supervisors to set aside, appropriate and expend moneys from the general fund for the purpose of supplementing the budget of the offices of sheriff, tax collector and tax assessor, Supervisor Eugene Thach made the motion and Supervisor John Caldwell

seconded the motion to approve the quarterly allocations for the Sheriff, Tax Assessor,
ITEM D.3, CONTINUED,

and Tax Collector as recommended by the Comptroller as follows:

a. Tax Assessor	Department 103	\$215,423.25
b. Tax Collector	Department 104	\$200,425.75
c. Sheriff Department		
	Department 200 (Sheriff)	\$ 141,122.25
	Department 201 (Aviation	\$ 22,474.25
	Department 202 (Patrol/Law Enforcement)	\$ 967,692.00
	Department 220 (Custody of Prisoners & Jail)	\$ 581,566.00
	Department 222 (Prisoners Medical Expense)	\$ 122,500.00
	Department 223 (Juvenile Detention)	\$ 42,268.25
	Department 225 (Rescue Unit)	\$ 7,315.00
	TOTAL	\$1,884,937.75

The motion passed by a unanimous vote. ****See Exhibit D.3****

4. Joyce Riales – Comptroller

a. Supplemental Claims Docket

Comptroller Joyce Riales and Stephanie Hanks presented the supplementary claims docket showing claims that need to be paid for various departments as of September 24, 2001. In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Comptroller in the amount of \$3,529,334.38. The motion passed by a unanimous vote. ****See Exhibit D.4.a****

b. Investment of Surplus Funds

In accordance with Section 19-2-29 of the Mississippi Code, which states that all funds derived from the sale of bonds, special funds, or any other funds in excess of the sums which will be required to meet the current needs and demands of no more than seven (7) business days, the Board of Supervisors of such county shall invest such excess funds. At the recommendation of the Comptroller, Joyce Riales, Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to approve the investment of surplus funds to Peoples Bank & Trust, which was the high bidder that placed their bid on time for funds as follows:

<u>Date of Investment</u>	<u>Bank</u>	<u>Amount</u>	<u>Maturity Date</u>	<u># of Days</u>	<u>Interest Rate</u>	<u>CD#</u>
9/18/01	Peoples Bank	7,500,000	1/04/02	108	3.259%	92582595

The motion passed by a unanimous vote. ****See Exhibit D.4.b****

c. Cancellation of Outstanding Checks

At the recommendation of Comptroller Joyce Riales, Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to cancel the following outstanding checks and to transfer \$2,919.38 for the outstanding checks to the General Fund:

Payroll Checks			
<u>Name</u>	<u>Check#</u>	<u>Check Date</u>	<u>Amount</u>
James Brewer	23755	4/30/99	681.75
Elmer Enlow	28540	10/29/99	461.46
Vivian Berryhill	23929	4/14/99	46.17

ITEM D.4.c, CONTINUED,

General Fund Checks

Name	Check#	Check Date	Amount
James R. Swan	20052	3/25/99	80.00
Carol S. Marconi	19855	3/10/99	38.00
Tracey L. Coleman	19826	3/5/99	34.80
Eugene Oneal Hoover	19782	3/5/99	37.20
Perry Dean Norton	18257	12/9/98	66.40
Glen L. Rickman	17575	12/2/98	38.00
Sandra Liles	29002	5/1/00	30.00
William Henry Wilson	26541	2/4/00	32.40
Janet Rose Belcher	26522	2/4/00	36.00
Wendell H. Miller	25970	12/9/99	80.00
George Vernon Enlow	24245	9/30/99	36.00
James Charles Cozzetto	22471	7/29/99	60.00
Eric Victor Aldridge	27882	3/23/00	36.80
Don Estep	17059	11/2/98	20.00
DeSoto County Justice Court	22425	7/23/99	658.00
John Mark Miller	29945	6/9/00	40.00
Cindy Price Behringer	27872	3/23/00	35.20
Karen Acuff	19264	2/12/99	96.00
Rebecca Ann Fuqua	19957	3/19/99	36.00
Amy Reid Russell	21085	5/7/99	30.00
Jean Booth George	19890	3/10/99	35.60
Carolyn R. Brown	21052	5/7/99	104.40
Connie Lynn Cannon	27875	3/23/00	36.00
Thomas Michael Mehutes	14331	6/4/98	33.20

The motion passed by a unanimous vote. ****See Exhibit D4.c****

d. Cancelled Warrants – Justice Court

The Comptroller Joyce Riales received a request from Linda Aldridge, Justice Court Director, asking for approval of the Board of Supervisor to cancel outstanding warrants, pursuant to authority granted under Section 19-13-45 of the Mississippi code of 1972, annotated, which states that “A warrant not presented for payment within one year after date of its registration shall lose its priority.” Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve the recommendation of the Justice Court Director and County Comptroller the cancellation of the outstanding warrants as follows:

Check #	Case #	Amount
266	4699	49.18
2371	11898	112.07
2540	11251	98.78
2607	11251	58.94
3040	13127	356.75
1163	8136	25.00
1236	10143	25.00
1313	9948	25.00
1314	10117	25.00
1490	10517	25.00
1767	10773	25.00
1892	10962	25.00
1981	11331	25.00
1982	11322	25.00

ITEM D.4.d, CONTINUED,

Check #	Case #	Amount
2284	11812	25.00
2410	10706	25.00
2418	11658	25.00
2571	13013	25.00
2729	13400	25.00
2752	13393	25.00
2987	13400	25.00
3116	13960	25.00
3117	13589	25.00
3138	14302	25.00
3139	14312	25.00
3146	02163	25.00
3176	13707	25.00
3181	13589	25.00
1158	8752	25.00
1296	8751	25.00
1297	8967	25.00
1350	9050072	49.45
1410	9034973	40.00
2829	9053795,94,93,92	303.87
3075	9019330	45.00
989	9059541,9750	100.85
960	9023004	55.00
1230	9054258	125.00
1539	8751	3.70
2164	9086456	1.00
2165	9086456	1.00
2167	9086456	1.00
1260	Tax Collector	30.00
1954	Tax Collector	30.00
1260	Tax Collector	1.50
1954	Tax Collector	1.50
1260	Tax Collector	.50
1954	Tax Collector	.50
1260	Tax Collector	2.00
1954	Tax Collector	2.00
1260	Tax Collector	30.00
1954	Tax Collector	30.00
1408	Marshall Co. Justice Court	25.00
2904	9477	25.00
3079	9103733	25.00
3234	200958	25.00
3247	9086257, 9013197,9045520	65.00
1255	9082667,8	31.00
1499	9084635	3.00
1828	9089510	3.00
2122	9093836	90.00
2553	9088063	13.00
2689	9099930	5.50
436	9051904,5	95.00
530	9056212	49.00
906	9066137	5.00
973	9061226	56.00
1043	9080560	2.00
839	9069334	5.00

ITEM D.4.d, CONTINUED,

Check #	Case #	Amount
1036	9072825	3.00
1258	9075243	<u>3.00</u>
TOTAL		\$2,708.09

The motion passed by a unanimous vote. ****See Exhibit D.4.d****

e. Budget Transfers – Year End for Various Departments

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code for the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 2000, and ending September 30, 2001. At the recommendation of the Comptroller, Joyce Riales, Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve the budget year end transfers to the General County Fund as follows:

Lower	106-160-950	Chancery Court Administrator	\$3,351.17
Lower	107-162-950	County Court Administration	\$2,166.11
Lower	117-152-950	Motor Vehicle Registration	\$20,000.00
Increase	001-000-384	General County Fund	\$25,517.28

The motion passed by a unanimous vote. ****See Exhibit D.4.e****

5. Chancery Clerk Allowances

County Administrator David Armstrong presented an order of Allowances for the Chancery Clerk’s office to the Board of Supervisors for the September 2001 term in the amount of \$780.00. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve these payments, pursuant to Section 25-7-9 of the Mississippi Code of 1972, Annotated. The motion passed by a unanimous vote.

6. Making the Attorney General’s Approval of the Interlocal Agreement for Stormwater Drainage Part of the Minutes

County Administrator David Armstrong said the Interlocal Agreement between DeSoto County and the City of Hernando, Olive Branch, Horn Lake, and Southaven for compliance with Phase II Storm Water Regulations, has been approved by the Attorney General and be made a part of the Board Minutes. Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to accept the approval of the Attorney General for the Interlocal Agreement between DeSoto County and the City of Hernando, Olive Branch, Horn Lake, and Southaven for compliance with Phase II Storm Water Regulations and make it a part of the Board minutes. The motion passed by a unanimous vote. ****See Exhibit D.6****

7. Approval to Remove Carol Hurt as Assistant Receiving Clerk and Approval to Appoint Amy House as Assistant Receiving Clerk

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to remove Carol Hurt as Assistant Receiving Clerk and to appoint Amy House as Assistant Receiving Clerk. The motion passed by a unanimous vote.

8. Approval to Extend the Contract with Fuelman

County Administrator David Armstrong said the County had assigned people to use Fuelman for a trial period to let the County utilize an optional source for gasoline in

ITEM D.8, CONTINUED,

March, 2001. The reports attached were compiled by Vanessa Lynchard and we are recommending the County extend a contract with Fuelman for one year. Vanessa Lynchard said the County would receive reports per vehicle to allow an audit of usage. Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion, at the recommendation of the County Administrator, to enter into a contract with Fuelman as a source for fuel for County vehicles for one year ending September 30th, 2002. The motion passed by a vote as follows:

Supervisor Jessie Medlin	NO
Supervisor Eugene Thach	YES
Supervisor Gerald Clifton	YES
Supervisor John Caldwell	YES
Supervisor Tommy Lewis	YES

****See Exhibit D.8****

9. Approval of Proclamation for National Breast Cancer Awareness Month of October

County Administrator David Armstrong said the University of Southern Mississippi has requested the DeSoto County Board of Supervisors declare the month of October as National Breast Cancer Awareness Month and for the Board President to sign a Proclamation. Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion for DeSoto County Board of Supervisor to declare the month of October as National Breast Cancer Awareness Month and for the Board President to sign a Proclamation. The motion passed by a unanimous vote. ****See Exhibit D.9****

10. DeSoto Sunrise

The County Administrator David Armstrong said the contract with DeSoto Sunrise expires on October 1, 2001. Board Attorney Tony Nowak, Mark Boxx and Chris Creely of the DeSoto Sunrise Home have met and drawn up a new contract for the Board of Supervisors' approval. The County budgeted \$180,000 for FY02 for DeSoto Sunrise and the contract states that DeSoto Sunrise will keep any State funds to help with expenses at the home. Supervisor Tommy Lewis asked if they would be billing other Counties for use of the facility. David Armstrong said yes. Supervisor Jessie Medlin made the motion and supervisor Gerald Clifton seconded the motion to approve the Contract between DeSoto County and the DeSoto Sunrise Home. The motion passed by a unanimous vote. ****See Exhibit D.10****

11. Approval to Contract with Manpower

County Administrator David Armstrong said he recommends the Board of Supervisors approve an agreement with Manpower for temporary personnel in the County Administrator's office. David Armstrong said he had interviewed people from Brannon Temporary Agency and people from Manpower. The Manpower agreement is for \$13.68 per hour and the Brannon agreement was for \$14.40 per hour. David Armstrong said from the people he interviewed, the person he chose from Manpower was the most qualified for the position in the County Administrators office.

Supervisor Gerald Clifton made to motion and Supervisor Eugene Thach seconded the motion to approve the contract with Manpower for the temporary personnel in the County Administrators office. The motion passed by a unanimous vote. ****See Exhibit D.11****

ITEM D, CONTINUED,

12. Final Distribution of Fire Funds

Supervisor Gerald Clifton made the motion and Supervisor John Caldwell seconded the motion to approve the tax distribution of fire funds as follows and as described more fully in Exhibit D.12:

\$669,892.81	Total Revenue Received Fiscal Year End 2001
<u>-555,582.86</u>	<u>Less Total Expenses Fiscal Year 2001</u>
\$114,309.94	Total Available for Distribution from Fiscal Year 2001 Funds

<u>Fire Departments</u>	<u>FY 2001 Budget Allocation Funds</u>
Alphaba, Cockrum, Ingram's Mill	\$ 9,334.67
Bridgetown	11,366.93
DeSoto Woods	9,916.39
Eudora	11,501.08
Fairhaven	10,644.79
Lewisburg	10,977.03
Love	10,717.51
Nesbit	10,666.11
Summershill	9,940.21
Walls	19,245.23
 TOTAL	 <u>\$ 114,309.94</u>

The motion passed by a unanimous vote.

E. EXECUTIVE SESSION

The executive session portions of these minutes are recorded under the portion of the minutes called "Executive Session".

F. OTHER ISSUES

1. Railroad – Hacks Cross Road

Supervisor Jessie Medlin asked for the County Administrator or his designee to contact the Burlington Northern Railroad regarding the railroad tracks located on Hacks Cross Road to have the crossing put down. These crossings have been on the side of the tracks for a long time and they need to be put down at the tracks. No motions were made on this item.

2. Subdivision Parks

Supervisor Jessie Medlin said the County should change the regulations on subdivisions to make the developer put up a bond on land development of parks. Supervisor Medlin asked if the County would have to have a public hearing regarding this change. Board Attorney Bobby Chamberlin said yes there would have to be a public hearing. Supervisor John Caldwell said the County should also require a certain amount of amenities for parks in the subdivisions. Planning Director Merritt Powell said this is

handled on a one on one basis with the subdivision developer. Supervisor Medlin said the problem is that the

ITEM F.2, CONTINUED,

developers have 75% of the subdivision developed and have not built the park and he would like to put a hold on permits for the subdivision under these circumstances. Bobby Chamberlin said they are not abiding by the plans presented to the County.

Merritt Powell said the developer makes an agreement with the County and then they sell the lots and the new owner does not know about the agreement for parks. Supervisor Tommy Lewis said there has to be a way to handle this instead of putting a hold on permits. Supervisor Caldwell said the developer could put up a bond or they could build the park first. Merritt Powell said there are no County regulations regarding the design of parks done through the agreement with the developer. Supervisor Caldwell said there needs to be a standard for walking trails.

Supervisor Medlin said to look at the Comprehensive Plan for the subdivision parks. The homeowners associations are not working on the parks either. Supervisor Lewis said we need to meet with the developer and homeowner associations and we might get some studies done to see how to handle the situation. Supervisor Medlin asked the Planning Commission Director Merritt Powell to work on this and bring back a recommendation to the Board. No votes were taken on this item.

3. College Road

Supervisor Eugene Thach said people are calling him about not being able to cut the grass in the Payne Park Subdivision off of College Road. Supervisor Thach asked the County Road Manager Kenny Gunn to take a look at this situation. No motions were made.

4. Pleasant Hill Road

County Road Manager Kenny Gunn said he would have to close Pleasant Hill Road to cut down the hill and do the overlay. Supervisor Tommy Lewis asked how long this would take. Kenny Gunn said two weeks to cut the asphalt, haul dirt and gravel. Supervisor Lewis said if the Road Manager can't use the necessary County equipment to get this job done in one week, then he does not want to do it. Supervisor Lewis ask if all of the Board of Supervisors would work together to get this job done in one week. The Board agreed. Supervisor John Caldwell said the County Road employees should commit to work overtime and do whatever it took to get this job done. Kenny Gunn said there would be concerns regarding the weather and the utilities. Supervisor Eugene Thach said the Road Manager has the call to make regarding overtime. Supervisor Medlin asked if the County employees could go directly to the job site in the mornings and not have to report to the shop first it would lengthen their work day. There might be a problem with the area be confined that would allow only so much equipment space available.

Supervisor Lewis asked where the gravel trucks haul route would be. Kenny Gunn said probably down Getwell Road. The truck would travel to Byhalia Road and Goodman then back down to Starlanding Road. Supervisor Tommy Lewis said Starlanding Road wouldn't handle the traffic. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to amend the overlay contract to pave over this area on Pleasant Hill Road and for a portion of Tulane and for the Eudora Walking Trail. The motion passed by a unanimous vote.

5. Park Fund Request

County Road Manager Kenny Gunn said the road department funds are used to cover

requested park fund jobs from time to time. The work tickets are turned in and the comptroller has to then take the funds from the park funds and transfer to the road department funds. Kenny Gunn asked if the funds could be requisitioned directly from
ITEM F.5, CONTINUED,

the park funds on the front end. Supervisor Tommy Lewis asked the Board Attorney and he said no. No motions were made on this item.

6. Bridge Funds

County Road Manager Kenny Gunn said he needed a clarification from the Board of Supervisors for the expenses being paid from the bridge fund. Kenny Gunn said he had put all the money for the overlay contract in account #160. Supervisor Tommy Lewis said a committee needs to look at this information to understand how to handle this expense. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to take this information under advisement. The motion passed by a unanimous vote.

7. I-69

Supervisor Eugene Thach said the meeting on I-69 was cancelled due to the New York tragedy.

8. Civic Center Grand Opening

Supervisor Jessie Medlin asked about the Civic Center lights. David Armstrong said Dr. Franklin said the City of Southaven is doing it. Southaven doesn't think they are doing it. Supervisor John Caldwell said the road to Hwy 51 needs to be built quickly as someone is going to get hurt. The Board of Supervisors asked for the list of projects the County Engineer is working on to make sure that this and other projects don't get overlooked due to them not being communicated to the County Engineer. Supervisor Tommy Lewis suggested the County Administrator send a letter or telephone the Civic Center to say the installation of the lights needs to be a priority.

9. Justice Court – Request for Return of Subpoena Fees

At the recommendation of Justice Court Judge Karen Sanders, Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to refund the subpoena fee in Cause Number 15-394-2 of DeSoto County Justice Court styled Ralph McCray vs. Kim Mohon. The motion passed by a unanimous vote.

Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to adjourn until Monday October 1, 2001 at 9:00 a.m. The motion passed by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene Thach	ABSENT
Supervisor Gerald Clifton	YES
Supervisor John Caldwell	YES
Supervisor Tommy Lewis	YES

THIS the 24TH. Day of September 2001, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Tommy Lewis, President
DeSoto County Board of Supervisors